COUNTY OF LOS ANGELES - SHERIFF'S DEPARTMENT - SUPPLEMENTARY REPORT

DATE: JUNE 25, 2018

FILE NO.:017-12563-2131-013

C: ATTEMPT MURDER OF A DEPUTY SHERIFF (FIREARM) 664/187(A) PC, POSSESSION OF A FIREARM BY FELON, 29800(A)(1) PC, DEPUTY INVOLVED SHOOTING (SUSPECT DECEASED),

ACTION: ACTIVE / INVESTIGATION CONDUCTED / CRIME SCENE PROCESSED / WITNESSES INTERVIEWED / EVIDENCE RECOVERED

V: [redacted], [redacted],
LOS ANGELES COUNTY DEPUTY SHERIFF, EMPLOYEE #[redacted],
(UNINJURED)

CORONER CASE # 2017-06071

D: AUGUST 16, 2017, (WEDNESDAY),
AT APPROXIMATELY 1917 HOURS

L: IMPERIAL HIGHWAY AND SLATER STREET,
LOS ANGELES, CA 90044

S: LEWIS, KENNETH JR., MB/34,
DOB 04-26-1983, CII [redacted]
(DECEASED)

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WITNESSES:

W1: [redacted], [redacted]

W2: [redacted], [redacted]

W3: [redacted] [redacted]

W4: BOOTH-MAHOOD, CHRISTOPHER, [redacted]
LOS ANGELES COUNTY DEPUTY SHERIFF, #[redacted]
CENTURY SHERIFF STATION

W5: PAZ, MIGEL, [redacted]
LOS ANGELES COUNTY DEPUTY SHERIFF, #[redacted]
CENTURY SHERIFF STATION

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EVIDENCE HELD:

GM-1: Firearm, Beretta, Model 92FS, 9mm semi-automatic, blue steel, serial number #BER[redacted] with Surefire tactical light, DG switch, and laser grips, with a magazine, and thirteen "Win" 9mm luger rounds of ammunition

GM-2: Cellphone, Truconnect, Model Flow 3G, black, serial number #35240409797013, recovered from Chrysler Pt Cruiser.

GM-3: Coroner's reference envelope containing bloodstain card obtained from Suspect Lewis Jr.'s remains.

GM-4: Coroner's reference envelope containing projectiles recovered from Suspect Lewis Jr.'s remains during autopsy.

GM-5: Coroner's reference envelope containing fingernail kit obtained from Suspect Lewis Jr.'s remains.

GM-6: Coroner's reference envelope containing hair kit obtained from Suspect Lewis Jr.'s remains.

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PRELIMINARY INVESTIGATION:

On August 16, 2017, Sergeants Marc Boskovich and Guillermo Morales were detailed to respond to the command post at Martin Luther King Hospital parking lot located at [redacted] in the unincorporated county area of Los Angeles, to investigate the circumstances surrounding the deputy involved shooting of Suspect Kenneth Lewis Jr., MB/04-26-1983. The shooting occurred near Imperial Highway and Slater Street, in the unincorporated county area of Los Angeles. Investigators Steve Blagg, #[redacted], and Scott Lawler, #[redacted], were assigned to assist with the investigation.

Upon their arrival, investigators were briefed by Century Station Deputies Christopher Orosco, #[redacted] and [redacted] #[redacted], Unit 210W13 / PM shift, regarding the chain of events that culminated in the deputy involved shooting. Deputy Orosco stated Deputies [redacted] #[redacted] and Christopher Booth-Mahood, #[redacted], assigned to Century Station's Violent Crime Enforcement Team, Unit [redacted], saw a Chrysler, PT Cruiser, parked along the east curbline of Slater Street, facing south, on the wrong side of the street. Deputies [redacted] and Booth-Mahood saw a male Black adult standing near the driver's door.

As they stopped their patrol vehicle behind the PT Cruiser, the male Black adult (Suspect Kenneth Lewis Jr.) ran east down a dirt driveway away from them. Deputy [redacted] ran in a northeasterly direction toward Imperial Highway in an attempt to contain the suspect as Deputy Booth-Mahood stayed with an occupant of the PT Cruiser. The suspect ran north through a business and across Imperial Highway. Deputy [redacted] followed the suspect and initiated a foot pursuit.

Deputy [redacted] followed the suspect north through the south entrance into the Nickerson Gardens housing complex. During the foot pursuit, the suspect pointed a handgun toward Deputy [redacted] and a deputy involved shooting occurred. The suspect continued running and pointed the gun at Deputy [redacted] a second time, at which time a second deputy involved shooting occurred. The suspect fell to the ground and Deputy [redacted] continued to detain at gunpoint until assisting units arrived.

Deputy Orosco stated assisting deputies responded and formed an arrest team and a skirmish line, due to a large vocal crowd which formed around the deputies. A handgun was recovered from the ground near the suspect.

Los Angeles City Fire, Rescue 65, under the direction of Captain Cordaro responded, provided treatment to Suspect Kenneth Lewis Jr. at the scene for multiple gunshot wounds and transported him to St. Francis Medical Center. Suspect Kenneth Lewis Jr. was pronounced dead by Doctor Kwon on August 16, 2017, at 2205 hours.

Deputy Orosco stated the occupant of the PT Cruiser, [redacted], was initially detained by Deputy Booth-Mahood, but later transported to Century Station as a witness pending an interview by Homicide Bureau investigators.

Witness [redacted] was also transported to Century Sheriff Station pending an interview by Homicide Bureau investigators.

Investigators Blagg and Lawler were tasked with processing and documenting the crime scene. They conducted a comprehensive investigation of the scene and were assisted with documentation, photography, sketching and recovery of evidence by Deputy John Chun, #[redacted], Forensic Identification Specialists Sergio Castellon, #[redacted], and Mira Amin, #[redacted]. For further details regarding their actions, see supplemental reports prepared under the same file number.



INTERVIEW WITH WITNESS [redacted]

Investigators learned that a male named [redacted] was with [redacted] shortly before this incident. [redacted] was waiting for investigators in the parking lot of "[redacted]"

On August 16, 2017, at approximately 2230 hours, Sergeants Boskovich and Morales interviewed [redacted]. The interview was audio recorded and is summarized as follows.

[redacted] told investigators that he and his friend [redacted] had just driven to the parking lot of "[redacted]" in [redacted] black Jeep Cherokee (California license number [redacted]). He said that [redacted] was going to order food at the burger stand when he ran into a male acquaintance. The two began talking and walking toward the cul-de-sac on Slater Street. [redacted] said he got on his cell phone and stayed seated inside the Jeep.

About two or three minutes later, [redacted] saw a deputy sheriff run by him, north on Slater Street. He saw the deputy was chasing after a Black male across Imperial Highway and into the [redacted]. He saw another deputy on Slater Street, in the cul-de-sac area, was handcuffing [redacted] and placing him in the backseat of a patrol car. Once the male and the deputy entered the gate into Nickerson Gardens, [redacted] lost view of them because a vehicle parked in the lot blocked his view. He then heard twenty to thirty gunshots being fired. The gunshots, according to [redacted], sounded as if they were coming from the same weapon.

Investigators asked [redacted] if he saw a Chrysler PT Cruiser parked on Slater Street at the cul-de-sac. [redacted] said that he did not. Investigators then asked [redacted] if [redacted] owns a Chrysler PT Cruiser. [redacted] said he did not know.

[redacted] had nothing further to add, and the interview was ended.

INTERVIEW WITH [redacted]

On August 17, 2017, at approximately 0018 hours, Sergeants Boskovich and Morales interviewed [redacted] in a conference room at Century Sheriff Station. Also present during the interview were Sergeant [redacted] and Sergeant Javier Azteca from the Sheriff's Department Internal Affairs Bureau. The interview was audio recorded and is summarized as follows.



[redacted] said he parked his vehicle in front of "[redacted]" located on the west side of Slater Street south of Imperial Highway, facing south. His vehicle was a blue 2006 Chevrolet Colorado pickup truck. Investigators asked [redacted] what time he arrived at the burger stand. [redacted] said he received a telephone call from his [redacted] as he arrived at the [redacted] stand. The time of the telephone call was 1904 hours. He spoke to his [redacted] as he ordered his food from the stand and then stepped outside to wait for his order.

[redacted] was on the sidewalk, just outside of the burger stand, and was still speaking with his [redacted] when he observed a Ford, Crown Victoria, radio car travel south Slater Street toward the cul-de-sac. [redacted] said he knew the vehicle was a radio car because the vehicle was black and white, with emblems on its doors and a light bar on the roof of the vehicle. [redacted] said the light bar was not turned on. [redacted] told investigators that both deputies were in uniform. He described the uniform shirt and pants as being navy blue. Both deputies had a badge on the left side of their chest, and each were wearing a gun belt. He said the radio car traveled south along the east curb line of Slater Street and stopped at the cul-de-sac.

Also, [redacted] saw a Black male standing at the end of the cul-de-sac and was standing toward the driver's side of the radio car. He described the male as being in his mid-20's to early-30's, with possibly dreadlocks hairstyle, between 5'8 and 5'10, and over 200 pounds. The male was wearing a white shirt, black zip-up style jacket, and baggy black sweatpants. [redacted] said he heard the driver deputy give the male (suspect) commands to show his hands and to stop. [redacted] saw the suspect turn away from the deputies and, with his left hand, held up the waistband of his sweatpants and the bottom of his shirt. He then saw the suspect run east behind the "[redacted]." This store was across the street from "[redacted]" on Slater Street. [redacted] said as the suspect ran east he was still holding onto the waistband of his sweatpants with his left hand. The suspect disappeared from [redacted]s sight as he (suspect) ran behind the store building. [redacted] said in response to the suspect's actions, the driver deputy exited the radio car, ran north on Slater Street and then east on Imperial Highway.

[redacted] then saw the suspect reappear as he ran north along the east property line of the "[redacted]" store toward Imperial Highway. [redacted] said the driver deputy had run east beyond the store's east property when the suspect reappeared on Imperial Highway. The suspect ran north across Imperial Highway, and the driver deputy gave chase after him. [redacted] noticed that the suspect, as he ran across Imperial Highway, still had his left hand on the waistband of his sweatpants. He noticed a large bulge in the area of where the suspect was holding his waistband. He said that he was too far



away to distinguish what the bulge was. [redacted] said the suspect was almost struck by a white Jeep as he crossed the street.

[redacted] said the suspect entered the Nickerson Gardens housing complex through an opening in the fence. When the suspect was approximately 10 feet inside of the housing complex property's fence line, he fell to the ground on one knee. The driver deputy had his handgun drawn, but [redacted] thought the suspect fell to the ground as a result of being tased. [redacted] did not hear any gunshots being fired and assumed the suspect was felled by a TASER. The suspect got up and continued to run north through the complex followed by the driver deputy. When [redacted] lost sight of the suspect, he immediately heard between ten to fifteen gunshots coming from the area where the deputy was at. He saw the driver deputy retreating backward. He indicated that he did not see the deputy shoot his gun and did not know who fired the gunshots. [redacted] said about two or three minutes after he heard the gunshots he saw numerous other deputies arrive at the scene.

Sergeant Boskovich asked [redacted] about the passenger deputy actions during this incident. He said that when the suspect initially ran from the deputies on Slater Street, the passenger deputy began to run after him but stopped and stayed near the radio car. [redacted] was not sure why the deputy did not chase after the suspect. [redacted] was focused on the driver deputy and suspect and did not know what other actions the passenger deputy took.

Sergeant Boskovich asked [redacted] if he saw, during the incident, anyone being handcuffed near the cul-de-sac on Slater Avenue. [redacted] said he did see a Black male who was wearing a green camouflage shirt being handcuffed. He said the male was handcuffed sometime after this incident and after other deputies arrived at the scene.

[redacted] did not have anything further to add, and the interview was ended.

INTERVIEW WITH [redacted]

On August 17, 2017, at approximately 0052 hours, Sergeants Boskovich and Morales interviewed [redacted] in a conference room at Century Sheriff Station. Also present during the interview were Sergeants [redacted] and Javier Azteca from the Sheriff's Department Internal Affairs Bureau. The interview was audio recorded and is summarized as follows.



[redacted] said he arrived at the "[redacted]" at approximately 1900 hours. He initially led investigators to believe that he arrived in his Chrysler PT Cruiser, but later changed his story that he left the PT Cruiser in the cul-de-sac of Slater Street earlier in the day. [redacted] said that his PT Cruiser was overheating and parked the vehicle on Slater Street around 1500 hours. He was then picked up by a female friend.

Later, he arrived at "[redacted]" in his black Jeep with his friend "[redacted]." He said "[redacted]" went to the burger stand to get some food while he walked over to his PT Cruiser. [redacted] was seated in the PT Cruiser's driver's seat when a Black male walked over to the driver's side of the vehicle. He recognized the male as an acquaintance, who hangs around the burger stand's car wash area. The male was wearing a gray sweat suit. Initially, he told investigators that the male's name was "[redacted]" but later indicated he did not know the male's name. He believed the male was from the Bounty Hunter's street gang but was not sure. Investigators asked [redacted] if he saw the male in possession of a firearm. He said he did not.

The male asked [redacted] about his vehicle and asked why it was not starting. [redacted] said he and the male were speaking for about two minutes when he ([redacted]) heard the sound of brakes being applied. The sound was coming from behind his vehicle. [redacted] realized that a patrol vehicle had pulled behind his vehicle. He then noticed the male take off running east on the dirt driveway that parallels the rear of the "[redacted]" market. The patrol car was occupied by two deputies. He said the deputies were in uniform, which consisted of a tan shirt with a badge, green pants, and a gun belt. [redacted] said that it was obvious that the deputies were law enforcement officers.

[redacted] believed the driver deputy chased after the male, but he was not sure what direction the deputy traveled. The passenger deputy approached [redacted] and handcuffed him. He was being escorted toward the patrol vehicle and just before [redacted] was seated in the backseat, he heard approximately ten gunshots. He said he was left in the patrol vehicle until a female deputy contacted him and asked various questions about this incident.

[redacted] had nothing further to add, and the interview was ended.

NEXT OF KIN NOTIFICATION:

On August 17, 2017, at approximately 0152 hours, Sergeants Boskovich and Morales contacted [redacted] inside an interview room at Century Sheriff Station. [redacted] identified himself as the [redacted] of Kenneth Lewis Jr. at the scene and was transported to Century Sheriff Station by patrol.



[redacted] told investigators, his [redacted] was not married and his only [redacted] was a four to six year old boy, named [redacted]. The [redacted] of the [redacted] was [redacted], but [redacted] did not know her last name and did not believe they were together. [redacted] stated he learned of the shooting minutes after it happened. He was inside the Nickerson Gardens housing complex near 114th Street and Alvaro Street, when a male ran around the corner and told him his [redacted] had just been shot.

Investigator Boskovich informed [redacted] that his [redacted] Kenneth Lewis Jr., was shot by a Deputy and was pronounced deceased at the hospital. Investigator Boskovich provided coroner case #2017-06071 to [redacted]

[redacted] had nothing further to add, and the interview was ended.

INTERVIEW WITH DEPUTY BOOTH-MAHOOD:

On August 17, 2017, at approximately 0222 hours, Sergeants Boskovich and Morales interviewed Deputy Christopher Booth-Mahood, #[redacted], inside a conference room at Century Sheriff Station. Deputy Booth-Mahood was being represented by Attorneys Russell M. Perry and Jacob A. Kalinski from the Law Offices of Rains Lucia Stern St. Phalle & Silver, PC. Also present were Sergeants Javier Azteca and [redacted] from Internal Affairs Bureau. The interview was audio recorded and the following is a summary.

Deputy Booth-Mahood told investigators he had been a deputy sheriff for approximately 5 years and has been assigned to Century Station for approximately one year. On the night of the incident, he was working, Unit [redacted], as a member of the Summer Violent Crime Enforcement Team. His assigned shift was from 1400 hours to midnight, and his partner was Deputy [redacted]. Deputy Booth-Mahood confirmed the patrol vehicle they were driving in, was a Ford, Crown Victoria, SH0464, black and white in color, had a light bar attached to the roof, and had Sheriff's Department emblems affixed to the outside of both doors. Deputy Booth-Mahood stated he was the passenger in the vehicle. Deputy Booth-Mahood was wearing a tan, long sleeve, Class "A" uniform with patches on both shoulders, a metal badge on his left breast, and his name tag on his right breast. Deputy Booth-Mahood was wearing green pants and a duty belt. Deputy Booth-Mahood stated his duty weapon was a Smith and Wesson, M&P.

Deputy Booth-Mahood stated as a member of the Summer Violent Crime Enforcement Team, they do not receive radio calls, and their activity is based on observations and is meant to be a pro-active style of police work.



Deputy Booth-Mahood told investigators, he and his partner were traveling eastbound in their patrol vehicle on Imperial Highway approaching Slater Street, when they saw a male standing at the end of the cul-de-sac of Slater Street. Deputy Booth-Mahood described Slater Street as butting up to the 105 Freeway and the location the PT Cruiser was parked was unusual. Deputy Booth-Mahood also later indicated the area was known for high narcotic activity.

Deputy Booth-Mahood and his partner, saw a person wearing a hooded sweatshirt, standing on the sidewalk, next to the open driver's door of a tan PT Cruiser. The person was facing away from them as they drove eastbound on Imperial Highway. Deputy Booth-Mahood stated after passing Slater Street, his partner made a right turn into the parking lot of the market and made another right turn toward the exit to Slater Street. Deputy [redacted] made a left turn onto Slater Street and headed south toward the male.

Deputy Booth-Mahood saw the male, later described as a male Black, look over his left shoulder in the direction of the patrol vehicle and immediately run eastbound behind the business. Deputy Booth-Mahood described the area the male ran into as a dirt lot between the business and the 105 Freeway. Deputy Booth-Mahood saw the male was holding onto his pocket with his right hand as he ran. Deputy [redacted] told Deputy Booth-Mahood he was going to take a containment spot on Imperial Highway. As Deputy Booth-Mahood got out of his patrol vehicle, to take a containment spot on the southwest side, he saw a male Black seated in the driver's seat of the tan PT Cruiser. Deputy Booth-Mahood walked from the passenger side of his patrol vehicle, eastbound in front of his patrol vehicle, and to the driver's door of the PT Cruiser. Deputy Booth-Mahood stated he immediately got the male out of the driver's seat, handcuffed him, and patted him down, then placed him in the backseat of their patrol vehicle. Deputy Booth-Mahood stated the male was cooperative during the contact.

Deputy Booth-Mahood stated after placing the male in the backseat, he saw Deputy [redacted] running in a northwesterly direction across Imperial Highway toward Nickerson Gardens. Deputy Booth-Mahood did not see the suspect. Deputy Booth-Mahood ran northbound and requested the radio frequency to broadcast they were in foot pursuit.
As Deputy Booth-Mahood was on the south side of Imperial Highway trying to clear the lanes of traffic, in order to get to the north side of Imperial Highway, he heard approximately five to ten gunshots. Deputy Booth-Mahood saw Deputy [redacted] standing between two parked vehicles facing west in the parking lot inside Nickerson Gardens, approximately fifteen to twenty feet north of the playground. Deputy [redacted] had his firearm pointing west toward one of the buildings.



Deputy [redacted] was able to get across Imperial Highway and met up with Deputy [redacted] in the parking lot inside Nickerson Gardens. Deputy [redacted] told Deputy Booth-Mahood, the suspect had a gun and told Deputy Booth-Mahood to focus on the crowd. Deputy Booth-Mahood estimated the crowd was about fifty people and were converging on them from the east and the north.

Deputy Booth-Mahood stated he put out the initial "'998" (*Sheriff's radio code for Deputy Involved Shooting*) and then Deputy [redacted] provided an update, stating the suspect was down, requested medical to stage, and requested additional deputies to their location regarding the growing crowd.

Deputy Booth-Mahood focused his attention on the crowd, but could hear Deputy [redacted] giving the suspect verbal commands. Deputy Booth-Mahood noticed the suspect was twisted, with part of his body lying on his left side. The suspect's legs were pointed southeast and his head was pointed northwest. The suspect appeared to be looking east in their direction. Deputy Booth-Mahood was not able to see one of the suspect's hands, but could not remember which hand.

Deputy Booth-Mahood stated other deputies arrived and they formed a skirmish line to get the crowd to move back north. Deputy Booth-Mahood stated an arrest team was formed but he was not part of it. Deputy Booth-Mahood saw fire personnel respond, render aid, and transport the male to the hospital.

Deputy Booth-Mahood stated he was aware a firearm was recovered from the scene, but was not aware of the location it was recovered from.

At approximately 0246 hours, the interview was concluded.

ROUND COUNT WITH DEPUTY [redacted]:

On August 17, 2017, at approximately 0222 hours, Sergeants Boskovich and Morales conducted a round count with Deputy [redacted] #[redacted] inside a conference room at Century Sheriff Station. Deputy [redacted] was being represented by Attorneys Russell M. Perry and Jacob A. Kalinski from the Law Offices of Rains Lucia Stern St. Phalle & Silver, PC. The round count was audio recorded, and the following is a summary:

Deputy [redacted] stated he did not wish to make a statement regarding the shooting at this time, but agreed to conduct the round count of his firearm. Deputy [redacted] confirmed his firearm was in the same condition as it was at the conclusion of the shooting. Deputy [redacted] stated he routinely carries his firearm with fifteen rounds in

the magazine and one round in the chamber, for a total of 16 rounds. Deputy [redacted] stated he conducted a magazine reload during the incident and the used magazine was still at the scene.

Sergeant Morales asked Deputy [redacted] to remove his firearm from his holster. Sergeant Morales examined Deputy [redacted]s duty weapon and saw it was a Beretta, Model 92FS, 9mm semiautomatic handgun, Serial #BER[redacted] with a tactical light, DG switch to operate the light, and laser grips. The handgun was loaded with thirteen rounds in the magazine and one round in the chamber for a total of fourteen rounds. Deputy [redacted] stated the tactical light and laser grips were both departmentally approved, however the laser grips were not working because the battery was dead.

At approximately 0324 hours, the round count was concluded.

REVIEW OF VIDEO SURVEILLANCE:

Sergeants Boskovich and Morales reviewed video surveillance from inside the Nickerson Gardens housing complex which was monitored by LAPD / Southeast Division. [redacted], LAPD / Southeast Division, provided a compact disc which contained four separate video files. Each file depicted the same camera angle inside the Nickerson Gardens housing complex. The following is a brief summary of the file labeled **laso ios shooting.avi**.

19:13:01 The video starts.

19:13:16 A patrol vehicle travels westbound on Imperial Highway.

19:13:28 A patrol vehicle travels eastbound on Imperial Highway.

19:13:32 A patrol vehicle turns right into the parking lot on the southeast corner of Imperial Highway and Slater Street.

19:13:42 A patrol vehicle exits the west driveway and turns left onto Slater Street.

19:14:00 A deputy (Deputy [redacted]) runs northeast through the parking lot on the southeast corner of Imperial Highway and Slater Street.

19:14:10 A male wearing a white t-shirt (Suspect Lewis Jr.) runs north across Imperial Highway followed by Deputy [redacted].



19:14:15 Suspect Lewis Jr. falls down after running north through the pedestrian access into the Nickerson Gardens housing complex.

19:14:19 Suspect gets up and continues running northbound on the west sidewalk.

19:14:28 Suspect Lewis Jr. begins to turn left between the apartment buildings and falls to the ground.

19:14:31 Suspect Lewis Jr. gets up and continues northwest.

19:14:34 Suspect Lewis Jr. takes a few steps and falls forward to the ground.

19:14:38 Deputy [redacted] repositions himself in the parking lot and holds Suspect Lewis Jr. at gunpoint.

19:15:45 Residents begin to arrive on the east side of the parking lot.

19:15:59 A deputy (Deputy Booth-Mahood) enters the pedestrian access and runs northbound toward Deputy [redacted]

19:17:24 Several patrol units begin to arrive on Imperial Highway and deputies run northbound into Nickerson Gardens. There were approximately thirty residents that were formed to the east, northeast, and north of Deputies [redacted] and Booth-Mahood, as deputies arrived.

19:18:28 Deputies formed an arrest team and walk west toward Suspect Lewis Jr.

19:18:39 A deputy (Deputy Paz) retrieved an object from the ground.

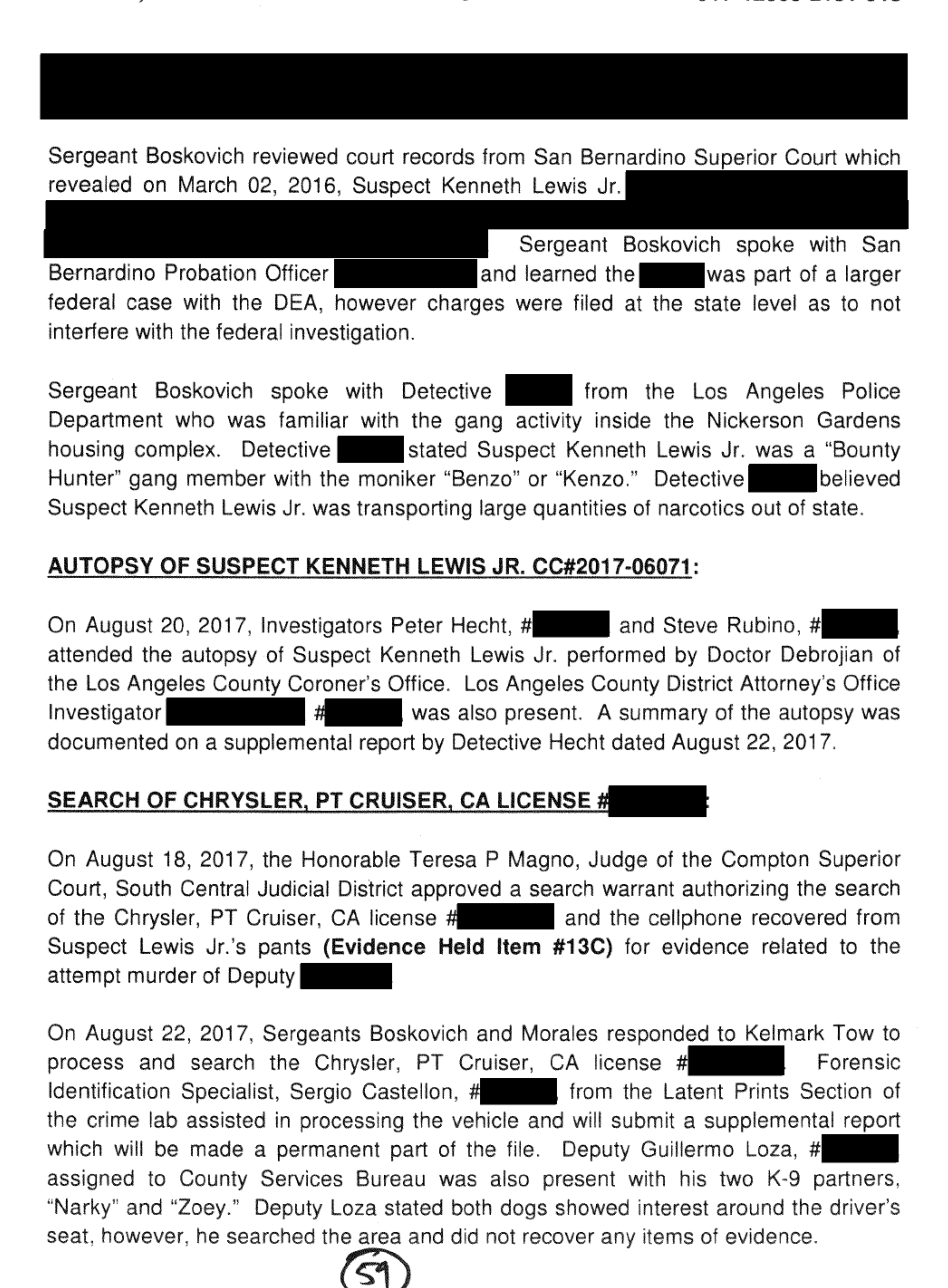
19:19:34 Deputies formed a skirmish line and begin to move the crowd back.

19:22:30 Deputies start to put up crime scene tape around the parking lot.

19:25:53 Fire Department arrives and the video ends at 19:26:00.

[redacted] <u>OF SUSPECT KENNETH LEWIS JR.</u>:

On August 18, 2017, Sergeant Boskovich conducted a records check of Suspect Kenneth Lewis Jr. and learned Suspect was [redacted]



[redacted]

Sergeant Boskovich reviewed court records from San Bernardino Superior Court which revealed on March 02, 2016, Suspect Kenneth Lewis Jr. [redacted] Sergeant Boskovich spoke with San Bernardino Probation Officer [redacted] and learned the [redacted] was part of a larger federal case with the DEA, however charges were filed at the state level as to not interfere with the federal investigation.

Sergeant Boskovich spoke with Detective [redacted] from the Los Angeles Police Department who was familiar with the gang activity inside the Nickerson Gardens housing complex. Detective [redacted] stated Suspect Kenneth Lewis Jr. was a "Bounty Hunter" gang member with the moniker "Benzo" or "Kenzo." Detective [redacted] believed Suspect Kenneth Lewis Jr. was transporting large quantities of narcotics out of state.

AUTOPSY OF SUSPECT KENNETH LEWIS JR. CC#2017-06071:

On August 20, 2017, Investigators Peter Hecht, #[redacted] and Steve Rubino, #[redacted] attended the autopsy of Suspect Kenneth Lewis Jr. performed by Doctor Debrojian of the Los Angeles County Coroner's Office. Los Angeles County District Attorney's Office Investigator [redacted] #[redacted] was also present. A summary of the autopsy was documented on a supplemental report by Detective Hecht dated August 22, 2017.

SEARCH OF CHRYSLER, PT CRUISER, CA LICENSE #[redacted]:

On August 18, 2017, the Honorable Teresa P Magno, Judge of the Compton Superior Court, South Central Judicial District approved a search warrant authorizing the search of the Chrysler, PT Cruiser, CA license #[redacted] and the cellphone recovered from Suspect Lewis Jr.'s pants **(Evidence Held Item #13C)** for evidence related to the attempt murder of Deputy [redacted]

On August 22, 2017, Sergeants Boskovich and Morales responded to Kelmark Tow to process and search the Chrysler, PT Cruiser, CA license #[redacted]. Forensic Identification Specialist, Sergio Castellon, #[redacted] from the Latent Prints Section of the crime lab assisted in processing the vehicle and will submit a supplemental report which will be made a permanent part of the file. Deputy Guillermo Loza, #[redacted] assigned to County Services Bureau was also present with his two K-9 partners, "Narky" and "Zoey." Deputy Loza stated both dogs showed interest around the driver's seat, however, he searched the area and did not recover any items of evidence.

Deputy Loza searched the other areas of the vehicle and recovered a cellphone **(Evidence Held Item #GM-2)** from the rear pocket of the driver's seat. Sergeant Boskovich took possession of the cellphone and booked it into evidence at Homicide Bureau.

INTERVIEW WITH DEPUTY PAZ:

On August 23, 2017, at approximately 1348 hours, Sergeants Boskovich and Morales interviewed Deputy Migel Paz, #[redacted], inside an interview room at Century Sheriff Station. The interview was audio recorded, the following is a summary of the interview.

Deputy Paz stated he was working Unit 212N9 with Deputy Escobedo as a member of the Summer Violent Crime Enforcement Team (SVCET). While at Century Station, he heard radio traffic regarding a deputy involved shooting in Nickerson Gardens. Deputy Paz and his partner responded to Imperial Highway and Slater Street and parked on Imperial Highway south of Nickerson Gardens. Deputy Paz stated they were the first unit to arrive at the location. Deputy Paz saw Deputies Rothrock and Booth-Mahood taking cover behind a vehicle which was parked in a parking lot inside the Nickerson Gardens.

Deputy Paz stated he and his partner met up and formed a team with Deputy [redacted] and Booth-Mahood due to the twenty to thirty residents that had come out of the nearby apartments and was forming up around them. They discussed which angles each deputy would cover in order to provide security as they waited for additional units to arrive.

Deputy Paz noticed the suspect was west of their position, lying on an east/west cement walkway that was between two apartment buildings. The suspect was on his stomach, with his head pointed west and his feet pointed east. Deputy Paz stated he could not see the suspect's hands as they appeared to be under his body. Deputy Paz could tell the suspect was in pain and was writhing around slightly.

Deputy Paz stated he made an approach with Deputies [redacted] Booth-Mahood, and Escobedo in order to check on the suspect and handcuff him. As they walked up, Deputy Paz saw a yellow cloth on the dirt to the southeast of the suspect's legs. Deputy Paz immediately recognized there was a small black semi-automatic handgun underneath a portion of the cloth. Due to the hostility of the crowd and to prevent anyone from retrieving the handgun and using it against deputies, Deputy Paz decided to recover the handgun. Using the cloth, Deputy Paz picked up the handgun and placed it between his stomach and the double magazine pouch on the front of his gun belt. Deputy Paz noticed the slide was closed but did not notice if the hammer was in a

cocked or closed position. Deputy Paz did not remember which way the handgun was facing as he picked it up.

Deputy Paz continued west pass the suspect and provided cover to prevent residents from advancing on the deputies from the west. Deputy Paz noticed other Sheriff units and LAPD units responded to assist with the angry crowd of residents. Deputy Paz believes he saw Deputy Orozco attending to the suspect but could not see what he was doing, as Deputy Paz was focused on the residents to the west of him. Deputy Paz was approached by Deputy [redacted] and handed him the recovered handgun.

At approximately 1405 Hours, the interview was concluded.

INTERVIEW WITH DEPUTY [redacted]:

On August 23, 2017, at approximately 1412 hours, Sergeants Boskovich and Morales interviewed Deputy [redacted], #[redacted], inside a conference room at Century Sheriff Station. Deputy [redacted] was being represented by Attorneys Russell M. Perry and Jacob A. Kalinski from the Law Offices of Rains Lucia Stern St. Phalle & Silver, PC. The interview was audio recorded, and the following is a summary:

Deputy [redacted] stated on August 16, 2017, he was working with Deputy Booth-Mahood, as a member of the Summer Violent Crime Enforcement Team (SVCET), Unit [redacted]. Deputy [redacted] was wearing a class "A" uniform, consisting of a tan long sleeve shirt with patches on both shoulders, a metal badge over his left breast, and a name plate on the right side of his chest. He was wearing green pants, a Sam Brown duty belt with handcuffs, firearm, oc spray, additional magazines in a magazine pouch, and a radio. Deputy [redacted] stated his firearm was a department issued Beretta, model 92FS, 9mm, which he carried loaded with fifteen rounds in the magazine and one round in the chamber for a total of sixteen rounds.

Deputy [redacted] indicated he was driving a Ford, Crown Victoria, black and white in color, Sheriff logos on the trunk and doors, a light bar on the roof, and spotlights on each side. He identified the vehicle number was SH0464.

Deputy [redacted] stated they were traveling westbound on Imperial Highway passing Slater Street when he noticed a PT Cruiser parked the wrong way on Slater Street. The vehicle was parked along the east curbline facing south and Deputy [redacted] saw a male Black adult standing on the sidewalk next to the open driver's door.

Deputy [redacted] continued pass Slater Street and relayed the above information of what he saw to his partner. Deputy [redacted] stated he was familiar with the area

around Imperial Highway near Slater Street. Deputy [redacted] stated it was known for having high crime activity, prostitution, sales of narcotics, and being heavily gang infested. Deputy [redacted] made a u-turn on Imperial Highway and drove eastbound pass Slater Street. He entered the parking lot on the southeast corner and exited the west facing driveway onto Slater Street. Deputy [redacted] drove south on Slater Street and pulled up to the back of the PT Cruiser.

Deputy [redacted] stated the male Black (***later identified as Suspect Kenneth Lewis Jr.***) initially did not notice the patrol vehicle until he (Deputy [redacted] stopped and put the vehicle into park. Although Deputy [redacted] did not activate the overhead lights or siren, Suspect Lewis Jr. looked in their direction and gave a startled look. Suspect Lewis Jr. ducked his head and both hands into the driver's area of the PT Cruiser briefly and fled eastbound through the rear of the business. Deputy [redacted] described Suspect Lewis Jr. as wearing a white shirt and dark colored jeans.

Deputy [redacted] stated as Suspect Lewis Jr. leaned into the PT Cruiser, he lost sight of his hands momentarily and could not tell if Supect Lewis Jr. discarded any items into the vehicle or retrieved any items from the vehicle, which raised a red flag in his mind. Deputy [redacted] noticed Suspect Lewis Jr. left the driver's door open and was running full speed away. Deputy [redacted] could see Suspect Lewis Jr.'s left hand, but could not see his right hand as he kept it in front of his body and his view was blocked by Suspect Lewis Jr.'s body.

Deputy [redacted] was familiar with the area Suspect Lewis Jr. was running. He described it as a dirt parking lot behind a business, with the 105 Freeway to the south and a large gate that should prevent access to the gas station and Success Street to the east. On the north side of the dirt there was an access to the front parking lot and back to Imperial Highway.

Deputy [redacted] shouted to Deputy Booth-Mahood the vehicle might be stolen and he was going to run to Imperial. Deputy [redacted] also shouted, "Let's contain this guy." Deputy [redacted] stated his partner stayed with the car as he ran northbound on the sidewalk of Slater Street and then northeast through the parking lot of the business. Deputy [redacted] stopped on Imperial Highway in front of the business. Deputy [redacted] noticed a huge storage container on the east side of the parking lot and continued east on Imperial Highway to see the backside of the container. Deputy [redacted] looked down the gap between the container and the east side of the property and did not see the suspect. As he looked back on the west side of the container, he saw the suspect running north approximately ten feet west of him.



Deputy [redacted] gave commands to Suspect Lewis Jr. to "stop running" and "let me see your hands. Suspect Lewis Jr. ignored Deputy [redacted] and continued to run north as he held his right front pocket with his right hand. Deputy [redacted] could see a bulge in the suspect's right pants pocket and believed he was possibly concealing a weapon. Deputy [redacted] noticed Suspect Lewis Jr.'s face appeared determined as he ran across Imperial Highway. Suspect Lewis Jr. was almost hit by two cars traveling on Imperial Highway. Deputy [redacted] decided to go in "foot pursuit" but due to the vehicle traffic wanted to wait til he got to the other side of Imperial Highway to broadcast over the radio.

Deputy [redacted] stated he saw the suspect fall to ground prior to entering the pedestrian access of Nickerson Gardens. Deputy [redacted] shouted to stay on the ground and put his hands behind his back. Deputy [redacted] thought Suspect Lewis Jr. was going to give up, but instead looked back and used his hands to push himself up. Suspect Lewis Jr. ran northbound through the pedestrian access and north on the sidewalk between the row of housing to the west and a little courtyard to the east. Deputy [redacted] saw Suspect Lewis Jr. reach into his right pocket and pull out a black semi-automatic handgun. Deputy [redacted] noticed the handgun had a green rag wrapped around the handle, but the barrel of the gun was not covered.

Deputy [redacted] noticed Suspect Lewis Jr. was running full speed, slowed down, appeared to be fiddling with the gun, and he saw Suspect Lewis Jr. turn and Suspect Lewis Jr.'s shoulders opened up toward him. Deputy [redacted] ordered Suspect Lewis Jr. to stop running and show his hands. Deputy [redacted] could see Suspect Lewis Jr.'s chest, face, and saw his hand raise up and point the gun in his direction. Deputy [redacted] saw the firearm pointed at him and decided it was an immediate threat. Based on Suspect Lewis Jr.'s determination to get away, Deputy [redacted] believed Suspect Lewis Jr. was going to try to take his life and had to react to Suspect Lewis Jr.'s actions. Fearing for his life, Deputy [redacted] believed he fired five to six times at Suspect Lewis Jr. Deputy [redacted] estimated he was approximately twenty five to thirty feet south of Suspect Lewis Jr. on the same sidewalk.

Deputy [redacted] stated Suspect Lewis Jr. immediately turned to the north and continued running. Based on how Suspect Lewis Jr. was running, Deputy [redacted] did not believe any of his rounds struck Suspect Lewis Jr and he continued to run after Suspect Lewis Jr. Deputy [redacted] saw the suspect take about ten steps and appeared to turn to run west on the sidewalk when the suspect fell to the sidewalk north of the apartments. Suspect Lewis Jr. fell onto his stomach and quickly rolled onto his left side and shoulder. Suspect Lewis Jr.'s head was facing west and his legs were facing east.

After Suspect Lewis Jr. fell, Deputy [redacted] thought he did strike Suspect Lewis Jr. and moved toward the parking lot east of the sidewalk and used the first car near the southwest corner for cover. Deputy [redacted] stated he could not see Suspect Lewis Jr. so he repositioned to the passenger side and gave commands to Suspect Lewis Jr.

Deputy [redacted] noticed Suspect Lewis Jr. looked over in his direction as he gave commands and saw Suspect Lewis Jr. look at his face. Suspect Lewis Jr. raised his right arm toward Deputy [redacted]. Believing Suspect Lewis Jr. was still armed and was going to shoot at him, Deputy [redacted] fired two more rounds at Suspect Lewis Jr. Deputy [redacted] noticed his gun ran empty and realized he must have fired more rounds than he originally thought. Deputy [redacted] moved behind the car parked one stall north, did a magazine exchange by replacing the used magazine with a new one, and fired one more additional round at Suspect Lewis Jr. Deputy [redacted] noticed Suspect Lewis Jr. rolled back over onto his stomach and was face down. Deputy [redacted] could see the gun laying on the ground southeast of the suspect's legs.

Deputy [redacted] held Suspect Lewis Jr. at gunpoint as he used his radio to advise units of the status and to request medical for Suspect Lewis Jr. Seconds later, he saw a large crowd forming and yelling. The crowd was yelling they were going to kill Deputy [redacted]. Deputy [redacted] also noticed the suspect began to move around. Deputy [redacted] stated Deputy Booth-Mahood came inside the housing complex and he told Deputy Booth-Mahood to watch the crowd as he continued to hold Suspect Lewis Jr. at gunpoint. Deputy [redacted] stated he was familiar with Nickerson Gardens and the criminal street gang, Bounty Hunters, that resides and has control over the territory. Deputy [redacted] stated a week prior to this incident, LAPD officers were taking rocks and bottles, and about a year ago a LAPD officer was shot inside there.

Deputy [redacted] stated after two or three units arrived, they formed an arrest team to approach Suspect Lewis Jr. Due to the hostility of the crowd and the fear someone would grab the gun and use it against them if it was left on the ground, Deputy [redacted] instructed Deputy Paz to retrieve the firearm as they approached. Deputy [redacted] stated the cloth was still wrapped around the handle of the gun. Suspect Lewis Jr. was handcuffed and rolled onto his left side as Deputy Paz recovered the firearm. Deputy [redacted] stated Suspect Lewis Jr. was conscious and breathing, so he and Deputy Orosco, #[redacted], monitored Suspect Lewis Jr. until the fire department arrived. Suspect Lewis Jr. was subsequently transported to St. Francis Hospital.

Deputy [redacted] stated he retrieved the firearm from Deputy Paz and placed it in the trunk of Deputy Galdamez's, #[redacted] patrol vehicle. Deputy [redacted] stated he did not manipulate the firearm, but it did appear operational and had a magazine in the well.

At approximately 1514 hours, the interview was concluded.

PHONE DOWNLOAD OF SUSPECT LEWIS' CELLPHONE:

On September 27, 2017, Sergeant Boskovich received the digital contents of Suspect Lewis Jr.'s cellphone extracted by Detective T. Sella, #[redacted] of the Fraud and Cyber Crimes Bureau, under HTTF number #HT17-00754.

Sergeant Boskovich reviewed the data and discovered the only information obtained from the cellphone were call logs and SMS messages. Sergeant Boskovich noticed the last phone call prior to the incident with Deputy [redacted] was a phone call he received from [redacted] on 08-16-17 at 7:01 PM, approximately twelve minutes before Deputy [redacted] drives south on Slater Street from the parking lot.

Sergeant Boskovich noticed there were eighty seven SMS messages and the last message was received on 08-16-17 at 1:07 PM. There did not appear to be any obvious messages relevant to this investigation.

CORONER'S OFFICE EVIDENCE:

On October 20, 2017, Sergeants Boskovich and Morales retrieved evidence from the Office of the Los Angeles County Coroner's / Medical Examiner regarding Suspect Lewis Jr. under Coroner Case #2017-06071. Sergeant Boskovich received a bloodstain card, a projectile envelope, a fingernail kit, and a hair kit.

The bloodstain card **(Evidence Held Item #GM-3)** was booked at the crime lab while the projectile envelope **(Evidence Held Item #GM-4)**, fingernail kit **(Evidence Held Item #GM-5)**, and hair kit **(Evidence Held Item #GM-6)** were booked into evidence at Homicide Bureau.

CRIME LAB:

On December 7, 2017, Forensic Identification Specialist Alexis Alusha submitted a Laboratory Examination Report indicating the firearm was processed for latent prints and one print was developed on the top right side of the gun magazine. On June 20, 2018, Forensic Identification Specialist Michelle Corona-Acevedo submitted a Laboratory Examination Report indicating Suspect Kenneth Lewis was excluded as the contributor.



On January 4, 2018, Senior Criminalist Amber Sage submitted a Biological Evidence and DNA Examination Report indicating three samples were submitted for DNA analysis. Senior Criminalist Amber Sage concluded the sample from the magazine was a partial DNA profile and consisted of a mixture of at least two contributors and no further conclusions was made regarding the mixture due to its complexity. Senior Criminalist Amber Sage concluded the sample from the trigger and trigger guard was a partial DNA profile and consisted of a mixture of at least three contributors and no further conclusions was made regarding the mixture due to its complexity. Senior Criminalist Amber Sage concluded the sample from the grip and slide was a partial DNA profile and consisted of a mixture of at least two contributors and no further conclusions was made regarding the mixture due to its complexity.

On May 20, 2018, Senior Criminalist Amber Sage submitted a Biological Evidence and DNA Examination Report Supplemental indicating one sample was submitted for DNA analysis. Senior Criminalist Amber Sage concluded no DNA was detected from the sample from the six live rounds and no additional analysis was conducted.

DISTRICT ATTORNEY'S OFFICE REVIEW:

Investigators will present the facts of this case to the Los Angeles County District Attorney's Office Justice System Integrity Division for their review.

SUBMITTED BY: **SERGEANT MARC BOSKOVICH #[redacted]**
SERGEANT GUILLERMO MORALES #[redacted]
APPROVED BY: **LIEUTENANT JOSE MENDOZA #[redacted]** 6-25-18
ASSIGNED: **HOMICIDE BUREAU**

